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PATENT
4301-1156

U. S. PATENT AND TRADEMARK OFFICE

Applicants: Thomas SZEKERES et al. Confirmation: 3787
Serial No.: 10/567,774 Art Unit: Not assigned
Filed: February 9, 2006 Examiner: Not assigned
For: STILBENE DERIVATIVES AND THEIR USE IN MEDICAMENTS

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

January 19, 2006

Sir:

In compliance with Rules 1.97 and 1.98 and in fulfillment of the duty of disclosure under Rule 1.56, included with the attached Form PTO-449 are copies of the listed references, which were cited in the corresponding Austrian application.

According to the Austrian Examiner, WO 2001 021165 and WO 1993 23357 disclose the compounds of formula I of claim 1; WO '165 discloses the compounds of claims 9, 11, 15, and 19; and WO '357 and EP 62 005 disclose the compound hexamethoxystilbene of claims 7 and 22.

In the opinion of the Austrian Examiner, WO 2004 000302 (a document cited in the International Search Report and already made of record) discloses 3,3',4,4',5-pentahydroxystilbene, recited in claims 13 and 17, and 3,3',4,4',5,5'-hexahydroxystilbene, recited in claim 21, while the compounds described in Examples 2, 3, 4, 5, and 7 are discussed in WO '165..

The Austrian Examiner contends that use of the claimed compounds as medical products is known, e.g., WO '165 and WO '357 discuss their use in treating cancer, whereas in EP '005, their use as antioxidants and a free-radical scavenger is addressed.

The foregoing discussion satisfies the requirement for a concise explanation of the relevance of EP '005, the only document not in the English language.

This Information Disclosure Statement is being filed prior to issuance of an action on the merits; therefore, no fee is required.

The Examiner is courteously requested to initial and return a copy of the accompanying Form PTO-1449 to confirm consideration of the reference and its entry into the record.

Respectfully submitted,

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RJP:rk

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

RJP:rk